

**PROCEEDINGS OF THE CITY-PARISH COUNCIL MEETING OF THE CITY-PARISH OF LAFAYETTE, STATE OF LOUISIANA, TAKEN AT A REGULAR MEETING OF SEPTEMBER 2, 2003.**

**ATTENDANCE**

**COUNCIL:** Jerry Trumps (Chair - District 6), Robert Castille (Vice Chair - District 2), Bobby Badeaux (District 1), Chris Williams (District 3), Louis C. Benjamin, Jr. (District 4), Lenwood Broussard (District 5), Marc Mouton (District 7), Rob Stevenson (District 8), Randy Menard (District 9)

**ABSENT:** None

**COUNCIL STAFF:** Norma Dugas (Clerk of the Council), Veronica Williams (Assistant Clerk of the Council) and Anne Patin (Senior Administrative Assistant)

**ADMINISTRATIVE STAFF:** Walter S. Comeaux, Jr. (City-Parish President), Glenn Weber (CAO), Becky LaLumia (Associate CAO/Finance Management), Benny Soulier (Director of Administrative Services), Chief Ronald Boudreaux (Police Department), Chief Robert Benoit (Fire Department), Robert Benoit (Director of Planning, Zoning and Codes), Terry Huval (Utilities Director), John Raines (Public Works Director), Steve Dupuis (Legal Counsel), Tony Tramel (Director of Transportation)

**COMMENCEMENT**

**AGENDA ITEM NO. 1:** Call to order.

Chair Jerry Trumps called the Regular Council Meeting of September 2, 2003 to order.

**AGENDA ITEM NO. 2:** Invocation and Pledge of Allegiance.

Councilmember Marc Mouton was called upon to deliver the invocation and lead the Pledge of Allegiance.

**AGENDA ITEM NO. 3: EXECUTIVE/PRESIDENT'S REPORT**

President Comeaux introduced Ms. Stacy Crevello, Coordinator of Resource Conservation & Development. Ms. Crevello explained that RC & D is a non-profit council that works with all of the Acadiana Parishes to work on development and conservation issues for local communities.

At this point, the Chair announced that Agenda Item No. 8 (O-204-2003) would be deferred to September 16, 2003.

**AGENDA ITEM NO. 4: COUNCIL ANNOUNCEMENTS**

Councilmember Benjamin explained that Mr. & Mrs. Wagner, St. Charles St., was sent a violation letter, regarding the downed trees, by the Environmental Quality Department in error. The Director of Public Works will send a formal letter to the Wagners rescinding the previous letter.

**RESOLUTIONS**

**AGENDA ITEM NO. 5: R-055-2003** A resolution authorizing the advertising for sealed bids for the purchase of \$7,100,000 of Public Improvement Sales Tax Bonds, Series 2003C, and \$16,000,000 of Public Improvement Sales Tax Bonds, Series 2003D, of the City of Lafayette, State of Louisiana; making application to the State Bond Commission for consent and authority to issue, sell and deliver said bonds; and providing for other matters in connection therewith, motion to adopt by Menard, seconded by Badeaux, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

RECUSED: None

*Motion was unanimously approved.*

## **ORDINANCES FOR FINAL ADOPTION**

**AGENDA ITEM NO. 6: O-186-2003** An ordinance of the Lafayette City-Parish Council providing for the criminal acts of possession and attempted possession of marijuana, motion to adopt by Williams, seconded by Benjamin, and the vote was as follows:

YEAS: Castille, Williams, Benjamin,

NAYS: Badeaux, Broussard, Trumps, Mouton, Stevenson, Menard

ABSENT: None

RECUSED: None

*Motion failed.*

**AGENDA ITEM NO. 7: O-193-2003** An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$150,000.00 to the Supplies and Materials - Medical line item within the Lafayette Parish Correctional Center, from Prior Year Fund Balance, motion to adopt by Broussard, seconded by Williams, and the vote was as follows:

YEAS: Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: Badeaux

ABSENT: None

RECUSED: None

*Motion was approved.*

**AGENDA ITEM NO. 8: O-204-2003** An ordinance of the Lafayette City-Parish Council amending the Lafayette City-Parish Consolidated Government Code of Ordinances, Chapter 86 - Traffic and Vehicles, Article VI - Stopping, Standing and Parking in City of Lafayette, Division 3. Restrictions, Subdivision III. City Parking Garages and City Parking Lot. *Item was deferred.*

**AGENDA ITEM NO. 9: O-211-2003** An ordinance of the Lafayette City-Parish Council amending the Lafayette City-Parish Consolidated Government Code of Ordinances, Chapter 82, Taxation, Article VII, Parish Hotel Tax, pursuant to Act No. 864 of the 2003 Louisiana Legislature, motion to adopt by Mouton, seconded by Williams, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

RECUSED: None

*Motion was unanimously approved.*

**AGENDA ITEM NO. 10: O-212-2003** An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish President to execute an Interagency Agreement with the University of Louisiana at Lafayette concerning pianos, motion to adopt by Menard, seconded by Williams, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

RECUSED: None

*Motion was unanimously approved.*

**AGENDA ITEM NO. 11: O-213-2003** An ordinance of the Lafayette City-Parish Council consenting to various lease assignments relative to State Agency Lease Number 16227 by and between Lafayette City-Parish Consolidated Government and Newfield Exploration Company, motion to adopt by Mouton, seconded by Menard, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

RECUSED: None

*Motion was unanimously approved.*

**AGENDA ITEM NO. 12: O-214-2003** An ordinance of the Lafayette City-Parish Council approving and authorizing a Joint Cooperative Endeavor Agreement between the Lafayette City-Parish Consolidated Government ("City-Parish") and the Louisiana Gulf Coast Oil Exposition ("LAGCOE") concerning the provision of security services for the LAGCOE event which will occur from October 23, 2003 through October 31, 2003 in Lafayette, Louisiana, motion to adopt by Mouton, seconded by Benjamin, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None  
RECUSED: None

*Motion was unanimously approved.*

AGENDA ITEM NO. 13: O-215-2003 An ordinance of the Lafayette City-Parish Council authorizing the execution of a lease agreement with the Lafayette Parish School Board for the lease of certain real property for use as a Police Department training facility and shooting range, motion to adopt by Mouton, seconded by Castille, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard  
NAYS: None

ABSENT: None  
RECUSED: None

*Motion was unanimously approved.*

AGENDA ITEM NO. 14: O-216-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government increasing revenues in the amount of \$9,801.00 received from the United States Department of Justice, Drug Enforcement Administration (hereinafter “DEA”), appropriating to the Lafayette City Police Department (hereinafter “LPD”) for the reimbursement to the LPD for overtime payments made to one LPD officer assigned to the Lafayette Post of Duty Task Force, motion to adopt by Mouton, seconded by Menard, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard  
NAYS: None

ABSENT: None  
RECUSED: None

*Motion was unanimously approved.*

AGENDA ITEM NO. 15: O-217-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$155,064 from Rosewood Drainage and Isaac Verot Projects to Reserve – Drainage, motion to adopt by Castille, seconded by Broussard.

A substitute motion was offered by Williams, seconded by Benjamin to defer O-217-2003 for two (2) weeks to allow time for the Public Works Director to meet with the residents of Rosewood and Isaac Verot, and the vote was as follows:

YEAS: Badeaux, Williams, Benjamin, Trumps, Mouton, Stevenson, Menard  
NAYS: Castille, Broussard

ABSENT: None  
RECUSED: None

*Motion was approved to defer for two (2) weeks.*

AGENDA ITEM NO. 16: O-218-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$155,064 from Reserve - Drainage to Oak Coulee Project within the Department of Public Works for additional funding needed, motion to defer for two (2) weeks by Castille, seconded by Broussard, and the vote was as follows:

YEAS: Badeaux, Castille, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard  
NAYS: Williams

ABSENT: None  
RECUSED: None

*Motion was approved to defer for two (2) weeks.*

AGENDA ITEM NO. 17: O-219-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by recognizing revenue in the amount of \$1,119,106 received from Federal Transit Administration (FTA) Grant No. LA-90-X251-00 and the transfer of \$252,077 from Council Reserve and the appropriation of these funds within the Traffic and Transportation Department, Transit Division, motion to adopt by Williams, seconded by Castille, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard  
NAYS: None

ABSENT: None  
RECUSED: None

*Motion was unanimously approved.*

AGENDA ITEM NO. 18: O-220-2003 An ordinance of the Lafayette City-Parish Council declaring the expansion of Sewer Lift Station No. 36 Project a public necessity and authorizing the acquisition of the necessary rights-of-way and other property rights requisite to the construction, operation, and/or maintenance of said project, either on an amicable basis or through the expropriation process, if necessary, motion to adopt by Menard, seconded by Mouton, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

RECUSED: None

*Motion was unanimously approved.*

AGENDA ITEM NO. 19: O-221-2003 An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish President to enter into Amendment No. 1 to the Wholesale Water Agreement between the Lafayette City-Parish Consolidated Government and the Milton Water System, Inc., motion to adopt by Menard, seconded by Castille, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

RECUSED: None

*Motion was unanimously approved.*

AGENDA ITEM NO. 20: O-222-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$850,000.00 from the Retained Earnings Capital Fund Reserve to the SCADA System Replacement Project within the Department of Utilities, motion to adopt by Stevenson, seconded by Menard, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

RECUSED: None

*Motion was unanimously approved.*

AGENDA ITEM NO. 21: O-223-2003 An ordinance of the Lafayette City-Parish Council accepting the bid of Stelly Construction, Inc. of Arnaudville, Louisiana for the construction of sewerage improvements along certain streets, or such part thereof as may be determined upon, within the corporate limits of Consolidated Sewerage District of the City of Lafayette, State of Louisiana, and authorizing the Lafayette City-Parish President to execute a contract on behalf of said District for such work (Holiday Gardens Subdivision), motion to adopt by Menard, seconded by Stevenson, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson, Menard

NAYS: None

ABSENT: None

RECUSED: None

*Motion was unanimously approved.*

AGENDA ITEM NO. 22: O-224-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by authorizing the receipt of additional Workforce Investment Act (WIA) revenues, funded by the Dislocated Worker National Reserve FY 02 funds under Title I-B of the Workforce Investment Act, Section 173, in the amount of \$188,100 to be used for cleanup and restoration of damages caused by Tropical Storm Isadore/Hurricane Lili, and by adjusting salaries and benefits in the WIA Adult allocation in the amount of \$46,147, as a result of the receipt of these new funds, and appropriating same within the Department of Community Development, Workforce Development Division, and the Department of Administrative Services, Workforce Investment Board Division Title I-B budgets, motion to adopt by Menard, seconded by Williams, and the vote was as follows:

YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson

NAYS: None

ABSENT: Menard

RECUSED: None

*Motion was unanimously approved.*

AGENDA ITEM NO. 23: O-225-2003 An ordinance of the Lafayette City-Parish Council authorizing the Tax Assessor and Tax Collector for the Parish of Lafayette to assess and collect the millage rate for 2003 at the rate of 1.92 mills for the Lafayette Economic Development Authority, motion to adopt by Castille, seconded by Benjamin, and the vote was as follows: YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Mouton, Stevenson  
NAYS: None  
ABSENT: Menard  
RECUSED: None  
*Motion was unanimously approved.*

### **ANNOUNCEMENT OF VACANCY ON BOARDS/COMMISSIONS**

AGENDA ITEM NO. 24: Due to term expirations, two (2) vacancies exist on the Lafayette Parish Bayou Vermilion District for a four year term effective September 22, 2003.

Individuals wishing to volunteer for the above vacancies must be registered voters and residents of Lafayette Parish. Resumes are to be forwarded to Norma A. Dugas, Clerk of the Council, P.O. Box 4017-C, Lafayette, LA 70502 no later than noon, Monday, September 15 with Council appointments to be made on September 16, 2003.

### **INTRODUCTORY ORDINANCES**

AGENDA ITEM NO. 25 35: A motion was offered by Stevenson, seconded by Broussard, to approve the following ordinances for introduction, in-globo, and the vote was as follows: YEAS: Badeaux, Castille, Williams, Benjamin, Broussard, Trumps, Stevenson  
NAYS: None  
ABSENT: Mouton, Menard  
RECUSED: None  
*Motion was unanimously approved.*

25. O-226-2003 An ordinance of the Lafayette City-Parish Council authorizing the Lafayette City-Parish President to execute an Exhibition Contract between the Lafayette City-Parish Consolidated Government ("LCG") and the University of Louisiana at Lafayette ("University") concerning the art exhibition entitled *Rodin: A Magnificent Obsession, Sculpture from the Iris and B. Gerald Cantor Foundation*. (Glenn Weber & Legal)
26. O-227-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government authorizing increase of revenues in the amount of \$3,000.00 received from the Lafayette City Marshal and increasing appropriations for Transportation within the Office of the City Marshal. (Glenn Weber & City Marshal)
27. O-228-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government authorizing increase of revenues in the amount of \$4,000.00 received from the Lafayette City Marshal and increasing appropriations for Overtime within the Office of the City Marshal. (Glenn Weber & City Marshal)
28. O-229-2003 An ordinance of the Lafayette City-Parish Council funding and approving a pay plan for the City Marshal's Office. (Glenn Weber & City Marshal)
29. O-230-2003 An ordinance of the Lafayette City-Parish Council funding and approving a pay plan for the Police Department for FY 03/04. (Glenn Weber & Police Department)
30. O-231-2003 An ordinance of the Lafayette City-Parish Council funding and approving a pay plan for the Fire Department for FY 03/04. (Glenn Weber & Fire Department)
31. O-232-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$169,101 from various projects to Reserve - Project Contingencies.
32. O-233-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$216,901 from Reserve - Project Contingencies - Drainage to Belle Terre Outfall Project within the Department of Public Works for additional funding needed.

33. O-234-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by transferring \$85,817 from the Parish General Fund to the Courthouse Complex Fund within the Department of Public Works for additional funding needed.
34. O-235-2003 An ordinance of the Lafayette City-Parish Council declaring the building or structure located at municipal address, 236 Longview Drive, Lafayette, Louisiana, owned by Jason Michael Olivier, c/o Gerald J. Block, Attorney Appointed to be dilapidated and dangerous to the public welfare and ordering the condemnation of same. (Glenn Weber & Community Development)
35. O-236-2003 An ordinance of the Lafayette City-Parish Council amending the FY 02/03 Operating Budget of the Lafayette City-Parish Consolidated Government by authorizing the increase of revenues in the amount of \$174,360 for the Acadiana Recovery Center/U.S. Probation Outpatient Treatment Program of funds received from the United States District Court Western District of Louisiana for the Acadiana Recovery Center within the Department of Community Development. (Glenn Weber & Community Development)

AGENDA ITEM NO. 36: Comments from the public concerning the above Introductory Ordinances.

### **ADJOURN**

There being no further business to come before the Council; Chair Trumps declared the Regular Council Meeting adjourned.

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NORMA A. DUGAS  
CLERK OF THE COUNCIL